

House Engrossed

State of Arizona
House of Representatives
Forty-sixth Legislature
First Regular Session
2003

CHAPTER 32

HOUSE BILL 2176

AN ACT

AMENDING SECTIONS 32-2194, 41-926 AND 41-927, ARIZONA REVISED STATUTES;
RELATING TO THE ARIZONA PIONEERS' HOME.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 32-2194, Arizona Revised Statutes, is amended to
3 read:

4 32-2194. Exceptions

5 This chapter does not apply to any of the following:

6 1. Any religious corporation, church, religious society or
7 denomination, a corporation sole administering temporalities of any church
8 or religious society or denomination, or any cemetery organized, controlled
9 and operated by any of them.

10 2. A private or municipal cemetery.

11 3. Any fraternal burial park not exceeding ten acres in area,
12 established before July 2, 1963, in which the sale of burial spaces is
13 restricted exclusively to its members.

14 4. THE SUPERINTENDENT OF THE ARIZONA PIONEERS' HOME AND THE ARIZONA
15 PIONEERS' HOME CEMETERY.

16 Sec. 2. Section 41-926, Arizona Revised Statutes, is amended to read:

17 41-926. Arizona pioneers' home fund; collections; disbursements

18 A. The Arizona pioneers' home fund is established consisting of
19 monies, grants, gifts and contributions donated to the Arizona pioneers' home
20 and ~~tease~~ proceeds deposited pursuant to section 41-927. The fund shall be
21 divided into a special donations account and a ~~tease~~ CEMETERY proceeds
22 account.

23 B. The superintendent of the Arizona pioneers' home shall administer
24 the fund. Monies in the fund CEMETERY PROCEEDS ACCOUNT are continuously
25 appropriated. The monies in the Arizona pioneers' home fund are exempt from
26 the provisions of section 35-190 relating to lapsing of appropriations.

27 C. The superintendent or the superintendent's designee may receive
28 donations from the public for the Arizona pioneers' home. The donations
29 shall be deposited, pursuant to sections 35-146 and 35-147, in the special
30 donations account and are subject to state auditing procedures. The
31 donations shall be used in accordance with the requests of the donor for
32 activities or purchases that benefit the residents or the home, or for staff
33 education or recognition or any other such purpose approved by the
34 superintendent. The donations will be disbursed by the superintendent only
35 for these purposes or at the specific request of the donor.

36 D. Monies in the ~~tease~~ CEMETERY proceeds account shall be used for the
37 statutorily prescribed purposes of the Arizona pioneers' home and for the
38 Arizona pioneers' home cemetery.

39 Sec. 3. Section 41-927, Arizona Revised Statutes, is amended to read:

40 41-927. Arizona pioneers' home cemetery; management; exemption

41 A. The superintendent of the home shall manage the state sovereign
42 land described as follows:

43 Yavapai county parcel number 115-09-98A; section 29, township 14
44 north, range 2 west of the Gila and Salt River base and
45 meridian, Yavapai county, Arizona.

1 B. The superintendent of the home:

2 1. Shall maintain the Arizona pioneers' home cemetery located on the
3 land described in subsection A of this section.

4 2. May authorize burials in the Arizona pioneers' home cemetery
5 located on the land described in subsection A of this section.

6 3. Shall not sell, exchange or barter the land described in subsection
7 A of this section, WITH THE EXCEPTION OF INTERMENT RIGHTS. THE
8 SUPERINTENDENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND 35-147, THE
9 PROCEEDS FROM ANY SALE OF INTERMENT RIGHTS IN THE CEMETERY PROCEEDS ACCOUNT
10 ESTABLISHED BY SECTION 41-926.

11 4. May lease portions of the land described in subsection A of this
12 section. The superintendent shall deposit, pursuant to sections 35-146 and
13 35-147, the proceeds from any lease of this land in the lease CEMETERY
14 proceeds account established by section 41-926.

15 C. THE SUPERINTENDENT OF THE HOME AND THE CEMETERY ARE EXEMPT FROM THE
16 REQUIREMENTS OF TITLE 32, CHAPTER 20.

APPROVED BY THE GOVERNOR APRIL 7, 2003.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 7, 2003.

Passed the House February 25, 2003,

by the following vote: 60 Ayes,

0 Nays, 0 Not Voting

Jake Flake
Speaker of the House

Norman L. Moore
Chief Clerk of the House

Passed the Senate April 1, 2003,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

Ken Bennett
President of the Senate

Charmian Ballinger
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

2 day of April, 2003,

at 12:40 o'clock P M.

Sandra C. James
Secretary to the Governor

Approved this 7 day of

April, 2003,

at 2⁰⁰ o'clock P M.

Jon R. Noriega
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 17 day of April, 2003,

at 4:27 o'clock P M.

Janice K. Brewer
Secretary of State